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MCNETT & HENRY LLP  
PATENT & TRADEMARK ATTORNEYS

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## FACSIMILE TRANSMITTAL SHEET

TO:	U.S. Patent and Trademark Office	FROM:	John J. Emanuele
FAX NUMBER:	571.273.8300	DATE:	September 6, 2006
YOUR REFERENCE NUMBER:	Serial No. 10/759,795	TOTAL NO. OF PAGES INCLUDING COVER:	4
	Inventor: Han H. Nee	SENDER'S REFERENCE NUMBER:	7272-51
	Filing Date: 01/16/2004	RE:	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Attached please find:

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Request for Refund
<input checked="" type="checkbox"/> Credit Card Form PTO-2038	<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Preliminary	<input type="checkbox"/> Copy of Formalities Letter	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After final	<input type="checkbox"/> Drawings	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> With affidavits/declarations	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Petition to Convert to a Provisional Application	Notification that Small Entity Status is no Longer Appropriate
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	
<input type="checkbox"/> Terminal Disclaimer		

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re patent application of:

Han H. Nee

Application No. 10/759,795

Filed January 16, 2004

PHOTO-VOLTAIC CELLS INCLUDING

SOLAR CELLS INCORPORATING

SILVER-ALLOY REFLECTIVE AND/OR

TRANSPARENT CONDUCTIVE SURFACES )

Before the Examiner:

Alan D. Diamond

Group Art Unit 1753

September 6, 2006

**NOTIFICATION THAT SMALL ENTITY STATUS  
IS NO LONGER APPROPRIATE**Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22314-1450

09/08/2006 AWONDAF1 00000006 233030 10759795

01 FC:1051

130.00 OP

02 FC:1201

1000.00 OP

03 FC:1202

600.00 OP

04 FC:1001

20.00 DA

770.00 OP

Dear Sir:

Please find enclosed the total deficiency payment for the above-mentioned patent application pursuant to 37 C.F.R. 1.28(c)(1) and (2). During the course of ongoing litigation of related cases, the applicants reviewed this claim to small entity status. As a result of this review, the applicants have decided to correct any error in fee payment that may have occurred during prosecution of this case. The previously established small entity status was established in good faith, and the previously paid small entity fees were paid in good faith. The USPTO has not been notified of a loss of entitlement to small entity status prior to this notification. Small entity status is no longer appropriate.

It is respectfully requested that this error be excused and the total deficiency payment enclosed herewith and pursuant to 37 C.F.R. 1.28(c)(1) and (2) be accepted. An itemization of the total deficiency payment for this patent application is attached.

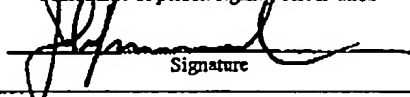
Application No. 10/759,795  
Filed: January 16, 2004  
7272-S1.407629

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I hereby certify that this paper is being facsimile  
transmitted to the Patent and Trademark Office  
to 571.273.8300 on the September 6, 2006.

John J. Emanuele

Print name of person signing certification



Signature

<u>Type of fee and current amount</u>	<u>Actually paid</u>	<u>Date paid</u>	<u>Deficiency owed</u>
1.16(a)(1) Basic filing fee – Utility \$300	\$385	1/16/04	\$385
1.16(i) Claims in excess of twenty \$50	12 at \$9	1/16/04	\$492
1.16(h) Independent claims in excess of three \$200	5 at \$43	1/16/04	\$785
1.16(f) Surcharge - Late declaration \$130	\$65	6/22/04	\$65

Total deficiency: \$1,727

Patentee hereby authorizes the Commissioner to charge the amount of \$1,727 to the credit card detailed on the attached form PTO-2038. No additional fees are believed to be necessary, however, should any fees be deemed required, the Commissioner is authorized to charge such fees to Deposit Account No. 23-3030 but is not to include any payment of issue fees.

Respectfully submitted,

By: 

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